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Transmission problems: 858-720-2946

May 28, 2002

Brobeck

ATTORNEYS AT LAW

Brobeck, Phleger & Harrison LLP
12750 High Bluff
Suite 300
San Diego, California 92130-2081
PHONE 858.720.2500
FAX 858.720.3700
www.brobeck.com

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TO

RECIPIENT	COMPANY	TELEPHONE	FAX
Examiner Nolan	U.S. Patent & Trademark Office	703-305-1987	703-872-9307

FROM

SENDER	EMAIL	TELEPHONE	FAX
Lisa McGeehan	lmcgeehan@brobeck.com	(858) 720-2584	(858) 720-3700

MESSAGE

Re: Application Serial No. 08/737,446

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GROUP 1600

PATENT
030639.0034.CPA1IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: John Dupre

Serial No.: 08/737,446

Filed: January 10, 1997

Title: TREATMENT OF DIABETES

Group Art Unit: 1644

Examiner: Nolan, P.

TECH CENTER 1600/2900

JUN 04 2002

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#29
gndBox AF
Commissioner for Patents
Washington, D.C. 20231RESPONSE AFTER FINAL

Dear Sir:

O.K. to
SUBMIT
P.N.
6/25/02

This communication is responsive to the Final Office Action mailed February 26, 2002, in the above-identified patent application. As this Response is being filed within the shortened three-month period for response, it is believed that no additional fee is due therefor. If, however, any fee should become due, or credit become payable, during the pendency of these proceedings, the Examiner is authorized to charge or credit the same to deposit account number 50-1273.

Applicant thanks the Examiner for granting a telephonic interview for discussion of the Final Office Action in the present application. The telephonic interview occurred on May 21, 2002, between Examiner Nolan and Applicant's Representatives, Bradford Duft and Lisa McGeehan. Agreement was reached to withdraw all outstanding rejections upon filing a terminal disclaimer which would render the rejection for alleged double patenting moot. The substance of the interview is incorporated throughout this response.

 CERTIFICATE OF TRANSMISSION
(37 C.F.R. §1.8)

I hereby certify that this paper (along with anything referred to as being attached or enclosed) is being transmitted, via facsimile, to the United States Patent and Trademark Office on the date indicated below.

Lisa M. McGeehan
Lisa M. McGeehan

Date

May 28, 2002

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